



The Prosecutor

newsletter from
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Prosecuting Attorney



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Fall / Winter 2010

2010 YEAR-END RECAP

2010 proved to be a busy and challenging for the office. Some highlights of the activities of the office during 2010:

- Nearly \$350,000 in restitution was collected for victims of crime through the Diversion Division.
- Nearly \$700,000 was collected in child support from delinquent parents through the Criminal Non-Support Unit; \$130,000 was collected by our Diversion Division and another \$575,000 was collected from delinquent parents successfully prosecuted by our office.
- The Criminal Division reviewed 5,577 requests for felony charges with law enforcement and disposed of 3,619 cases.
- The Juvenile Division reviewed 2,390 filings of delinquency.
- 14 violent juvenile offenders were successfully transferred to the adult court system, to be tried as an adult due to their prior criminal record or the heinous nature of their crime.
- The Victim/Witness Division offered advocacy services to approximately 2,000 victims of crime

The Prosecutor's office faces a number of significant challenges for 2011 and beyond:

- From 2006 through 2010, the number of arson cases prosecuted by our office is up 287%, and the number of cases of domestic violence prosecuted increased by 42.8%.
- The number of staff - assistant prosecutors, investigators and support personnel, has been continually reduced due to budget cuts.
- From 2005 to 2011 the number of budgeted employees has been reduced by 11%.
- Retaining professional employees without an increase in base salaries since 2007.

Woman Sentenced to Prison For Thefts Targeting Elderly And Disabled

Loren F. Moyer was indicted by the Montgomery County Grand Jury for defrauding elderly and disabled victims. The defendant was the manager of two group homes for mentally handicapped citizens. The defendant's employer, Graceworks Lutheran Services, as part of their oversight and supervision, performed an annual audit of residents' accounts and discovered some suspicious receipts. The defendant refused to cooperate with the internal audit, so Graceworks hired an outside accounting firm to conduct a full audit. The results of that audit were turned over to the Trotwood Police Department. Additionally, contact was made with the Prosecutor's Office Consumer Fraud and Economics Crimes Division. In all, 11 victims were identified from which this defendant stole over \$38,000. On November 15, 2010, Moyer entered a guilty plea to Theft from elderly or disabled persons and on December 13, she was sentenced to serve two years incarceration at the Ohio Reformatory for Women.

Defendant Indicted for 2007 Englewood Murder

On October 27, 2010 the Montgomery County Grand Jury indicted 41-year-old **Anthony L. Croom**, for the August 2, 2007 Murder of Anthony D. Hurd in Englewood, Ohio. The defendant was indicted on counts of Murder and Felonious Assault.

The defendant faces a maximum penalty of life imprisonment without parole, plus an additional three years for using a firearm.

On August 2, 2007 at approximately 2:30 a.m., the victim was gunned down while seated as the passenger inside an SUV in the parking lot of the Sunoco gas station at 1070 S. Main Street in Englewood. The victim was shot by the defendant eight times. The defendant was allegedly promised a large sum of money and a vehicle for murdering the victim.

After a lengthy investigation by the Englewood Police Department, the Richmond, Indiana Police and the U.S. Drug Enforcement Agency, the defendant was identified. He is currently in the Montgomery County Jail and is scheduled to have a motion to suppress hearing in February, 2011.

Englewood Police Sgt. Mike Lang said, "The indictment of Anthony Croom would not have been possible without the tireless efforts and collaboration between Englewood Detectives, the Richmond Police Department, the DEA and the Montgomery County Prosecutor's Office. Over the last three years, countless investigative hours were spent putting together the pieces of Tony Hurd's brutal murder."

Prosecutor Closes Problem Bar in Harrison Township

On September 7, 2010 the Division of Liquor Control rejected the renewal of the liquor permit for **Club Juicy**, located at 120 Shoup Mill Road, Harrison Township, Montgomery County, Ohio. The Montgomery County Prosecutor's Office, on behalf of the Trustees and citizens of Harrison Township, filed objections to and argued against renewing the liquor permit.

At the hearing held on July 7, 2010 the Montgomery County Prosecutor's Office presented evidence of many problems at the establishment, especially during the time period of midnight to 3:00 a.m.; including large unruly crowds gathering in the parking lot generating assaults, fights, disorderly conduct, drug usage, shootings and gang activity. Evidence was presented during the hearing that in the nine month period from October, 2009 to July, 2010 the Sheriff's office responded 141 times to Club Juicy.

The Division of Liquor Control denied and rejected the club's request to renew their liquor permit for several reasons, including the drain on law enforcement Club Juicy requires in Harrison Township to respond, leaving the tax-paying residents without police protection at times. The Board found that, "There are just not enough police officers or resources to respond to the many problems at Club Juicy and continue to protect the rest of the township."

Prosecuting Attorney Mat Heck, Jr. said, "Clubs and bars that continue to operate in a manner that shows disregard for the laws should take notice of this liquor permit renewal rejection. The Harrison Township trustees and my office will continue to take the necessary steps to clean out the problems these establishments create for the citizens living in, and Deputies patrolling, the township."

Man Who Targeted 87-Year-Old Sentenced

On September 15, 2010, Brandon A. Lykins, 22, was sentenced to three years incarceration for his conviction for multiple felonies committed against an 87 year old Dayton resident.

The defendant had been found Guilty as charged to two counts of Burglary, two counts of Theft and one count of Misuse of a Credit Card.

The defendant approached the victim after she had a garage sale at her Dayton home on June 5, 2010. The victim, thinking the man was the boyfriend of a neighbor, let defendant into her home. He stole her credit cards, ATM card and some cash. The next day, the defendant was caught on surveillance video using the stolen credit cards. When the defendant's photo was shown on local TV, a number of people called and identified the defendant.

Several days later, on June 10, 2010, the defendant returned and entered the home of this same victim and grabbed her. She yelled, and the defendant tried to leave, but was followed by neighbors and held until police could arrive and take the defendant into custody.

Elderly Homeowners: Keep Safe From Criminals!

Unfortunately many criminals target the elderly. But, there are several simple and effective ways to prevent becoming a victim of crime:

- Do not open your door to people you do not know.
- If a person claims to be with a utility or government agency ask for identification.
- Place a no solicitation sign on your front door,
- Don't sign a contract on the spot. It should be a red flag if a salesman tells you that you must act immediately.
- If a contractor asks to perform work on your home or property, get estimates from several other contractors.

Call the police to report suspicious door-to-door activity.

For additional information or tips on protecting yourself from criminal activity, contact Ms. Jennifer Heapy, Assistant Prosecuting Attorney, Supervising Attorney of the Prosecuting Attorney's Adult Protection Unit at 937-225-5757.

Would Be Pizza Delivery Robber To Be Tried As an Adult

On Monday, November 17, 2010, at approximately 8:30 pm, a Dayton Donatos store received a call ordering a pizza to be delivered to 1509 Superior Avenue in Dayton. The employees of Donatos were suspicious and concerned that the order was actually a robbery setup. They called the Dayton Police Department and reported the incident. In response, two Dayton Police Officers responded to the complaint. One of the officers changed into a pizza delivery uniform, and the officers drove to 1509 Superior Avenue to deliver the pizza. Upon their arrival, the defendant, 17-year-old **Tashaun Jones**, pulled out a firearm and shot at both police officers. The officers returned fire, striking the defendant three times. Neither officer was injured during the exchange of gunfire.

The prosecutor's office filed a motion to have this offender held responsible and tried as an adult, due to the serious nature of his acts and his prior convictions as a juvenile. At the time of this incident, the offender was on parole, having been released from the Department of Youth Services just two months earlier.

New Publication Available—*Scam Alert!*

Starting in November, the Montgomery County Prosecutor's Office began a new initiative to help our citizens become aware of ways they can avoid becoming a victim, as well as to stop criminal activity that may be occurring. A new monthly newsletter, *Scam Alert!* Is being distributed to Montgomery County citizens and groups.

Additionally, upon request, the office can provide presentations on crime prevention actions and activities to halt crime and increase the quality of life in our community.

If you would like additional information on these alerts, or would like additional information regarding our programs to assist consumers in general and/or seniors in particular, please contact Jennifer Heapy, Supervising Attorney, Adult Protection Unit, or Sarah Schenck, Supervising Attorney, Fraud and Economic Crimes Unit at 937-225-5757.

We would like to send *SCAM ALERT!* updates to you electronically. Please send your e-mail address to: newsletter@mcpo.com and we will add you to our distribution list.

The Prosecutor is published as a public service by the Montgomery County Prosecutor's Office. For questions or comments about articles appearing in The Prosecutor, or to recommend topics you'd like to see, please contact: Mr. Greg Flannagan, Public Information Officer at 937-225-5610 or e-mail info@mcpo.com

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